

Docket No.: 525.1023

## **UNITED STATES PATENT & TRADEMARK OFFICE**

Examiner: Unknown

Art Unit: 1775

Applicant:

Richard M. Podhajny

Serial No.:

10/003,799

Filed

November 2, 2001

For:

ANTI-MICROBIAL PACKAGING MATERIALS AND METHODS FOR MAKING THE SAME

## INFORMATION DISCLOSURE STATEMENT

**Assistant Commissioner** 

for Patents

February 5, 2002

Washington, D.C. 20231

Sir:

Enclosed herewith is a PTO-1449 form along with the 10 cited references.

This submission does not represent that a search has been made or that no better art exists. While the term "references" is used in citing the U.S. patents called to the Examiner's attention herein, applicant does not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law.

Applicants reserve the right to contend, where appropriate, that a patent asserted against any claim of the present application is not prior art under the facts and the law.

Applicants also reserve the right to present appropriate arguments and/or evidence to establish patentability over the references, should one or more of the references be applied against the claims of the present application.

Applicants request that the Examiner independently determine those items which the Examiner would consider the most pertinent of all the references cited herein.

An Office Action has not been received to date. Therefore, no fee is due under 37 C.F.R. §1.17(p).

This Information Disclosure Statement is filed within three (3) months of the filing date of this application and/or before the mailing date of a first Office Action on the merits. Accordingly, this document complies with the requirements of 37 C.F.R. §1.97(b). It is respectfully requested that the references cited in the accompanying PTO-1449 Form be considered and made of record.

No fee is believed to be due. Any deficiency or overpayment concerning this document should be charged or credited to Deposit Account No. 50-0217. A duplicate copy of these sheets are enclosed.

Respectfully submitted,

ROBERTS & MERCANTI, L.L.P.

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I certify that this correspondence and or fee is being deposited with the United States Postal Service as first class mail in an envelopeln addressed to "Assistant Commissioner for Patents Washington D.C. 20231" on February 5, 2002

Nancy A. Bird

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